



01-31-05

IFW\$
CCIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of:

Applicants: YANG, Meidong, et al.

Application No.: 10/742,321

Date Filed: December 19, 2003

Title: SKIN AND HAIR
CLEANSERS CONTAINING
SULFUR

Docket No.: 4239-108

Examiner: OGDEN JR,
Necholus

Art Unit: 1751

Confirmation No.: 5775

RECEIVED
FEB 09 2005
TC 1700EXPRESS MAIL CERTIFICATE

I hereby certify that I am mailing the attached documents to the Commissioner for Patents on the date specified, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, and Express Mailed under the provisions of 37 CFR 1.10.

Candace WhiteJanuary 28, 2005
DateEO 003 847 268 US
Express Mail Label NumberOK
to
EnterGREGORY MILLS
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1700THIRD-PARTY SUBMISSION OF PATENTS OR PUBLICATIONS IN
U.S. PATENT APPLICATION NO. 10/742,321 PUBLISHED ON DECEMBER 23, 2004 AS
U.S. PATENT APPLICATION PUBLICATION NO. 2004/0259744Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

02/04/2005 BABRAHA1 00000082 10742321

01 FC:1806
02 FC:1464180.00 OP
130.00 OP

Pursuant to 37 C.F.R. §1.99, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Third-Party Submission of Patents or Publications in a Published Application.

Further enclosed herewith are:

(1) copies of the listed references;

- (2) a Credit Card Payment form authorizing the Office to charge the \$310.00 official fees, which includes the \$180.00 fee set forth in §1.17(p) as required by 37 C.F.R. §1.99(b) and the \$130.00 processing fee set forth in §1.17(i) as required by 37 C.F.R. §1.99(e), to the credit card specified therein; and
- (3) a self-addressed postcard for the official acknowledgement by the Office that this Submission has been received.

This Submission could not have been submitted to the Office earlier, because neither the undersigned attorneys nor River's Edge Pharmaceuticals, who is the third party represented by the undersigned attorneys, were in possession of a copy of the subject patent application until January 6, 2005.

Therefore, this Submission complies with the requirements of 37 C.F.R. §1.99(e), with payment of the \$130.00 processing fee set forth in §1.17(i).

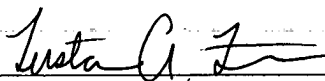
This Submission is concurrently served upon the attorney of record for the applicants in accordance with the requirements of 37 C.F.R. §1.99(c) and §1.248. A certificate of service is attached.

It is respectfully requested that the information contained in the attached Third-Party Submission of Patents or Publications in a Published Application be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Respectfully submitted,

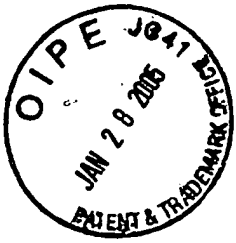


Steven J. Hultquist
Reg. No. 28,021
Attorney for Third Party



Tristan A. Fuierer
Reg. No. 52,926
Attorney for Third Party


INTELLECTUAL PROPERTY/
TECHNOLOGY LAW
Telephone: (919) 419-9350
Fax: (919) 419-9354
Attorney Ref: 4239-108



CERTIFICATE OF SERVICE

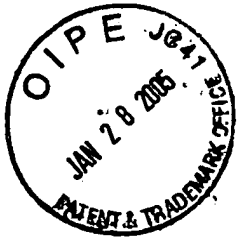
I hereby certify that on this 28th day of January, 2005, a true and correct copy of the foregoing THIRD-PARTY SUBMISSION OF PATENTS OR PUBLICATIONS IN U.S. PATENT APPLICATION NO. 10/742,321 PUBLISHED ON DECEMBER 23, 2004 AS U.S. PATENT APPLICATION PUBLICATION NO. 2004/0259744 was served via First Class U.S. Mail on:

David H. Bernstein, Esq.
DEBEVOISE & PLIMPTON LLP
919 Third Avenue
New York, NY 10022



Candace White

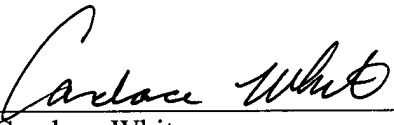
RECEIVED
FEB 09 2005
TC 1700



CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of January, 2005, a true and correct copy of the foregoing THIRD-PARTY SUBMISSION OF PATENTS OR PUBLICATIONS IN U.S. PATENT APPLICATION NO. 10/742,321 PUBLISHED ON DECEMBER 23, 2004 AS U.S. PATENT APPLICATION PUBLICATION NO. 2004/0259744 was served via First Class U.S. Mail on the attorney of record for the applicants:

Howard Eisenberg, Esq.
Registration No. 36,789
2206 Applewood Court
Perkasie, Pennsylvania 18944



Candace White

RECEIVED
FEB 09 2005
TC 1700